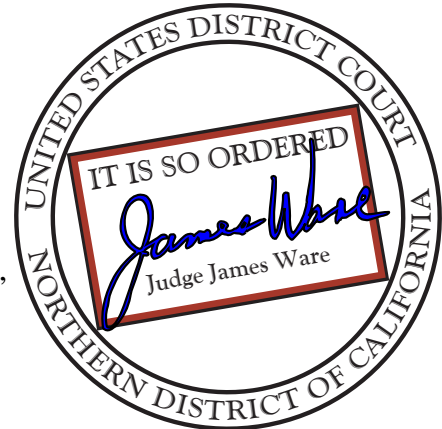


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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CATERPILLAR INC., a Delaware
Corporation,

Plaintiff,

v.

RENN TRANSPORTATION COMPANY,
a California General Partnership, RENN
TRANSPORTATION, INC., a California
Corporation, BRAD RENN, PATRICIA
RENN, ANN RENN and, ROBERT
RENN, individuals, and Does 1-10,

Defendants.

Case No. 5:06-CV-04529

**STIPULATION AND [PROPOSED]
ORDER FOR STAY OF LITIGATION**

(Local Rule 16-2(d))

1 WHEREAS, the parties to this action have reached a settlement which provides for the
2 dismissal of this action within 10 days of the later of: (a) the date of full payment of the
3 settlement amount; and (b) 91 days after the filing of a UCC-1 financing statement securing
4 payment of the settlement amount, unless any of the Renns file a petition under Title 11 of the
5 United States Code, or such a petition has been filed against any one or more of the Renns and
6 has not been dismissed within such 91 days, in which case the action may be reinstated.

7 WHEREAS, the parties seek a stay of the action pending dismissal or reinstatement of the
8 action.

9 The parties STIPULATE that:

10 1. All pending dates for this matter, including all matters set forth in the Court's July
11 18, 2007 Scheduling Order, be VACATED and the litigation be STAYED until November 10,
12 2007.

13 2. The parties will report to the Court by November 9, 2007, and, depending on
14 which is appropriate, (a) request a dismissal of the case, (b) seek a further stay, or (c) inform the
15 Court that the litigation must proceed because the tasks required by the settlement agreement
16 cannot be accomplished, and propose a new case management schedule at that time.

17 IT IS SO STIPULATED:

18 Dated: July 30, 2007

FOLGER LEVIN & KAHN LLP

20 /s/ Roger B. Mead

21 Roger B. Mead

Attorneys for Defendants

22 Renn Transportation Company, Renn Transportation,
23 Inc. Brad Renn, Patricia Renn, Ann Renn and Robert
24 Renn

1
2 Dated: July 30, 2007

SEDGWICK, DETERT, MORAN & ARNOLD LLP

3
4 /s/ *Randall G. Block*
Randall G. Block
5 Attorneys for Plaintiff Caterpillar, Inc.

6 *****

7 ORDER. Pursuant to the parties' Stipulation, the Court STAYS the above entitled action up
8 to **November 19, 2007**. The parties shall file a Joint Status Report NO LATER than **November**
9 **9, 2007**. The parties shall appear for a case mangement conference on **November 19, 2007**.
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11 Dated: August 3, 2007

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JAMES WARE
13 United States District Judge
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